

E # 785

Doc. No. 4011

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Excerpt from the Record of the conversation of the German :  
Minister of Foreign Affairs with the DUCE in the presence of  
Count CIANO and Ambassador von MACKENSEN on 22 September 1940  
at the Palazzo Venezia.

. . . The German Foreign Minister made known his  
intention to invite SERRANO SUNER to be a guest at the  
ratification, and likewise to invite representatives of the  
countries on friendly terms with the Axis, such as Hungary,  
Bulgaria and Rumania. Count CIANO at first expressed  
doubts as to whether by the presence of a Spanish delegate,  
because of the known anti-Bolshevik attitude of the Spanish  
Government, the Three Power Pact with Japan would not show  
a too strongly anti-Russian tendency, but dropped these  
doubts again, as the DUCE declared the presence of SERRANO  
SUNER rather useful on account of the thereby emphasized  
solidarity of Spain with the three signatories. . .

Rome, 22 September 1940

SCHMIDT

I. (Orig. in Doc. Rm.)

AFFIDAVIT

I, GERARD SCHAEFER, being first duly sworn on oath, depose and say:

1. That I am Chief of the Documentation Division of the Office of the United States Chief of Counsel, Nurnberg, Germany, and as such have possession, custody and control of the original captured enemy document numbered 1865-PS by said Documentation Division.

2. That said above referred to original document was captured and obtained by military forces under the command of the Supreme Commander, Allied Expeditionary Forces, from German Foreign Office files and Archives.

3. That said original captured enemy document after its seizure and capture was delivered to, filed with, numbered and processed by the Documentation Division of said Office of the United States Chief of Counsel at Nurnberg, Germany in the manner set forth and described in detail by me in a certain affidavit made by me and dated the 15th of April 1946 and captioned, "Affidavit Concerning the Capture, Processing and Preservation of German Documents", and which said affidavit I hereby verify, ratify and affirm and make a part of the herein affidavit by reference.

4. That the document to which this affidavit is attached is a true and correct photostatic copy of said original captured enemy document above described and referred to.

5. That said above referred to original captured enemy document is being held by me for possible use in connection with the trial of alleged war criminals before the International Military Tribunal, and that a photostatic copy of said original is hereby furnished and certified to because of the unavailability of said original document for the reasons above set forth.

/s/ Gerard Schaefer  
Gerard Schaefer

SUBSCRIBED AND SWORN to before me this 3rd day of May 1946.

/s/ Smith W. Brookhart, Jr., Lt. Col  
SMITH W. BROOKHART, JR., IGD  
LT COLONEL, IGD  
O-508524

I. (Orig. in Doc. Rm.)

AFFIDAVIT

I, GERARD SCHAEFER, being first duly sworn on oath, depose and say:

1. That I am Chief of the Documentation Division of the Office of the United States Chief of Counsel, Nurnberg, Germany, and as such have possession, custody and control of the original captured enemy document numbered 1865-PB by said Documentation Division.

2. That said above referred to original document was captured and obtained by military forces under the command of the Supreme Commander, Allied Expeditionary Forces, from German Foreign Office files and Archives.

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/s/ Gerard Schaefer  
Gerard Schaefer

SUBSCRIBED AND SWORN to before me this 3rd day of May 1946.

/s/ Smith W. Brookhart, Jr., Lt. Col  
SMITH W. BROOKHART, JR., IGD  
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